

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ORIGINAL

MILLENNIUM PIPELINE COMPANY, L.L.C.,

Plaintiff,

-vs-

CERTAIN TEMPORARY EASEMENTS IN 322
SLEEPY VALLEY ROAD, TOWN OF WARWICK,
ORANGE COUNTY, NEW YORK, S.B.L. No. 31-1-
17, BREAKAWAY TRAILS, INC., John Doe, et al.,
and Unknown Owners,

And

CERTAIN PERMANENT AND TEMPORARY
EASEMENTS IN (NO NUMBER) DISTILLERY
ROAD, TOWN OF WARWICK, ORANGE
COUNTY, NEW YORK, S.B.L. No. 29-1-21,
GEORGE BURKERT AND ANNA BURKERT, John
Doe, et al., and Unknown Owners,

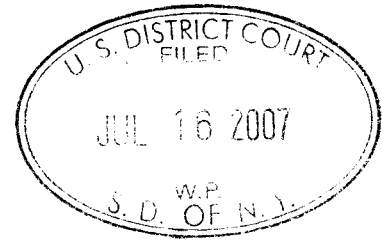
And

CERTAIN PERMANENT AND TEMPORARY
EASEMENTS IN (NO NUMBER) ROUTE 42,
TOWN OF FORESTBURG, SULLIVAN COUNTY,
NEW YORK, S.B.L. No. 39-1-11, ADELIA M.
MASTERS, John Doe, et al., and Unknown Owners,

And

CERTAIN PERMANENT AND TEMPORARY
EASEMENTS IN 65 LIBERTY CORNERS ROAD,
a/k/a 61 LIBERTY CORNERS ROAD, TOWN OF
WARWICK, ORANGE COUNTY, NEW YORK,
S.B.L. No. 11-1-21.2, DOUGLAS A. PATZELT AND
LAUREN PATZELT, John Doe, et al., and Unknown
Owners,

And



**AFFIDAVIT
OF SERVICE**

Civil Action No.
07-CV-5815 (CM)

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BOOK:
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**CERTAIN PERMANENT AND TEMPORARY
EASEMENTS IN (No Number) Route 17A, TOWN
OF TUXEDO, ORANGE COUNTY, NEW YORK,
S.B.L. No. 1-1-34.2, SWISS NORTH AMERICAN
PROPERTIES - USA, LLC, John Doe, et al, and
Unknown Owners,**

Defendants.

STATE OF NEW YORK)
) SS:
COUNTY OF ERIE)

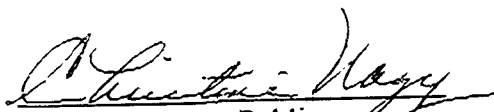
MICHELLE MICHALSKI, being duly sworn, certifies, deposes and says:

I am a legal secretary employed by the law firm of Hiscock & Barclay, LLP, attorneys for Plaintiff Millennium Pipeline Company, L.L.C. I am not a party to this action and I am over 18 years of age. On July 16, 2007, prior to 10:00 a.m., I served copies of Plaintiff's Reply Affidavit of Darryl J. Colosi, sworn to on July 16, 2007 and Plaintiff's Reply Memorandum of Law, dated July 16, 2007, via Fax upon counsel for Defendant Breakaway Trails, Inc., Neil Frishberg, via Fax number (845) 294-7889. I also faxed copies of such papers to the Court, Hon. Mark D. Fox, prior to 10:00 a.m., via Fax number (914) 390-4129.

The attached fax confirmation pages show that the Fax was received by Mr. Frishberg's Office on July 16, 2007 at 9:43 a.m. and by the Court on July 16, 2007 at 9:32 a.m.


MICHELLE MICHALSKI

Subscribed and sworn to before me
this 16th day of July, 2007.


Notary Public

CHRISTINE NAGY
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 2011

**** Transmit Conf. Report ****

Jul 16 2007 09:46am

P.1

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DARRYL J. COLOSI
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FACSIMILE COVER SHEET

Date:	July 16, 2007	Time:	No. of Pages Transmitted: <u>27</u> (Including this Cover Letter)
Name	Company / Location	Fax Number	Phone Number
Hon. Mark D. Fox		(914) 390-4129	(914) 390-4124
Neil Frishberg, Esq.		(845) 294-7889	(845) 294-8634

Comments:

Re: Millennium Pipeline Company, L.L.C. v. Certain Temporary Easements in 322
Sleepy Valley Road (Breakaway Trails, et. al).
Civil Action No.07-CV-5815 (CM) (MDF)

Pursuant to the Court's directive on July 13, 2007, we are faxing the attached papers to the Court and counsel before 10 a.m. this morning: Reply Affidavit of Millennium's counsel, Darryl J. Colosi and Reply Memorandum of Law, both dated July 16, 2007.

Client/Matter Name	Client/Matter Number	Time Keeper Number
Millennium Pipeline Company, L.L.C.	3024516	1238

FEDERAL TAX DISCLOSURE AND CONFIDENTIALITY NOTICE

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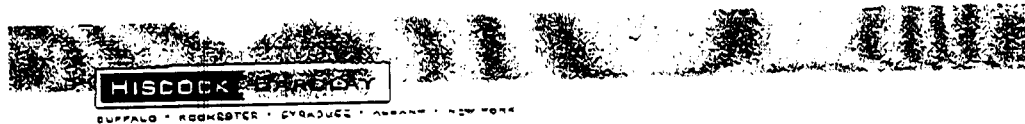
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P.1

Jul 16 2007 09:51am

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